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September 4, 1990

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TELECOMMUNICATIONS CONSULTANT

HON. ROBERT E. LEE

WRITER'S NUMBER

(202) 828

RECEIVED

SEP - 4 1990

Federal Communications Commission  
Office of the Secretary

Ms. Donna R. Searcy  
Secretary  
Federal Communications Commission  
Suite 222  
1919 M Street, N.W.  
Washington, D.C. 20554

RE: Valley Public Television, Inc.  
Application for Construction Permit for  
Noncommercial Education Broadcast Station,  
Channel \*39, Bakersfield, California

Dear Ms. Searcy:

On behalf of Valley Public Television, Inc., there is  
submitted herewith an original and two copies of an application  
for Construction Permit for Noncommercial Educational Broadcast

APPLICATION FOR CONSTRUCTION PERMIT FOR  
NONCOMMERCIAL EDUCATIONAL BROADCAST STATION  
(Carefully read instructions before filing form) Return only form to FCC

For Commission Use Only

File No. **BPEI-900904KF**

Section I - GENERAL INFORMATION

1. Name of Applicant Valley Public Television, Inc. <b>RECEIVED</b> <b>SEP - 4 1990</b>		Send notices and communications to the following person at the address below:	
Street Address or P.O. Box 733 L Street		Name Mr. Colin Dougherty General Manager	
City Fresno	State CA	City Fresno	State CA
Telephone No. (Include Area Code) (209) 266-1800		Telephone No. (Include Area Code) (209) 266-1800	

2. This application is for: ☐ AM ☐ FM ☒ TV

(a) Channel No. or Frequency *39-	(b) Principal Community Bakersfield	City Bakersfield	State CA
--------------------------------------	--	---------------------	-------------

(c) Check one of the following boxes:

☒ Application for **NEW** station

☐ **MAJOR** change in licensed facilities; call sign: \_\_\_\_\_

☐ **MINOR** change in licensed facilities; call sign: \_\_\_\_\_

☐ **MAJOR** modification of construction permit; call sign: \_\_\_\_\_

File No. of construction permit: \_\_\_\_\_

☐ **MINOR** modification of construction permit; call sign: \_\_\_\_\_

File No. of construction permit: \_\_\_\_\_

☐ **AMENDMENT** to pending application; application file number: \_\_\_\_\_

**NOTE:** It is not necessary to use this form to amend a previously filed application. Should you do so, however, please submit only Section I and those other portions of the form that contain the amended information.

3. Is this application mutually exclusive with a renewal application? ☐ Yes ☒ No

If Yes, state:	Call letters	Community of License	
		City	State

## PARTIES TO APPLICATION

8. Complete the following Table with respect to all parties to this application:

(NOTE: If the applicant considers that to furnish complete information would pose an unreasonable burden, it may request that the Commission waive the strict terms of this requirement with appropriate justification.)

INSTRUCTIONS: If applicant is a corporation or an unincorporated association with 50 or fewer stockholders, stock subscribers, holders of membership certificate or other ownership interest, fill out all columns, giving the information requested as to all officers, directors and members of governing board. In addition, give the information as to all persons or entities who are the beneficial or record owners of or have the right to vote capital stock, membership or ownership interests or are subscribers to such interests. If the applicant has more than 50 stockholders, stock subscribers or holders of membership certificates or other ownership interests, furnish the information as to officers, directors, members of governing board, and all persons or entities who are the beneficial or record owners of or have the right to vote 1% or more of the capital stock, membership or ownership interests. If applicant is a governmental or public educational agency, board or institution, fill out columns (a), (b), and (c) as to all members of the governing board and chief executive officers.

Name and Residence Address(es)  (a)	Office Held  (b)	Director or Member of Governing Board		% of: Ownership (O) or Voting Stock (VS) or Membership (M)  (d)
		YES	NO	
		(c)		
Lewis S. Eaton 4115 N. Van Ness Fresno, CA 93704	Director	X		*
Franklin Gindick 503 Ranch Road Visalia, CA 93279	Director	X		*
Carolyn Golden 458 E. Kelso Fresno, CA 93710	Director	X		*

Applicant is a not-for-profit, non-stockholder corporation.

All board members have one vote.

## Section II - LEGAL QUALIFICATIONS

Name of Applicant

1. Applicant is: (Check one box below)

- ☐ (a) governmental or public educational agency, board or institution
- ☒ (b) private nonprofit educational institution
- ☐ (c) Other (specify)

2. For applicants 1(c) only, describe in an Exhibit the nature and educational purposes of the applicant.

Exhibit No.

3. For applicants 1(c) applying for a new noncommercial educational television station only, describe in an Exhibit how the applicant's officers, directors and members of its governing board are broadly representative of the educational, cultural and civic segments of the principal community to be served.

Exhibit No.

4. Describe in an Exhibit how the proposed station will be used, in accordance with 47 C.F.R. Section 73.503 or Section 73.621, for the advancement of an educational program.

Exhibit No.

1

5. Is there any provision contained in any by-laws, articles of incorporation, partnership agreement, charter, statute or other document which would restrict the applicant in advancing an educational program or complying with any Commission rule, policy or provision of the Communications Act of 1934, as amended?

☐ Yes ☒ No

If Yes, provide particulars in an Exhibit.

Exhibit No.

### CITIZENSHIP AND OTHER STATUTORY REQUIREMENTS

6. (a) Is the applicant in violation of the provisions of Section 310 of the Communications Act of 1934, as amended, relating to interests of aliens and foreign governments? (See Instruction B to Section II.)

☐ Yes ☒ No

(b) Will any funds, credits or other financial assistance for the construction, purchase or operation of

☐ Yes ☒ No

## PARTIES TO APPLICATION

8. Complete the following Table with respect to all parties to this application:

(NOTE: If the applicant considers that to furnish complete information would pose an unreasonable burden, it may request that the Commission waive the strict terms of this requirement with appropriate justification.)

**INSTRUCTIONS:** If applicant is a corporation or an unincorporated association with 50 or fewer stockholders, stock subscribers, holders of membership certificate or other ownership interest, fill out all columns, giving the information requested as to all officers, directors and members of governing board. In addition, give the information as to all persons or entities who are the beneficial or record owners of or have the right to vote capital stock, membership or ownership interests or are subscribers to such interests. If the applicant has more than 50 stockholders, stock subscribers or holders of membership certificates or other ownership interests, furnish the information as to officers, directors, members of governing board, and all persons or entities who are the beneficial or record owners of or have the right to vote 1% or more of the capital stock, membership or ownership interests. If applicant is a governmental or public educational agency, board or institution, fill out columns (a), (b), and (c) as to all members of the governing board and chief executive officers.

Name and Residence Address(es)  (a)	Office Held  (b)	Director or Member of Governing Board		% of: Ownership (O) or Voting Stock (VS) or Membership (M)  (d)
		YES	NO	
		(c)		
William M. Lyles 4903 N. Van Ness Fresno, CA 93704	Director (Chairman)	X		*
Mary Louise Vivier 3350 W. Harvard Court Visalia, CA 93291	Director (Vice Chairman)	X		*
John Wissler 10134 Highway 145 Madera, CA --- Mail to: Post Office Box 660 Madera, CA 93639	Director (Finance Officer)	X		*
David Bacigalupo 445 Midland Visalia, Ca 93291	Director	X		*
Michael Cardenas 1129 W. Scott Fresno, CA 93711	Director	X		*
(Additional names following page)				

**Section II - LEGAL QUALIFICATIONS (Page 3)**

9. Does the applicant or any party to this application have, or have they had, any interest in:

(a) a broadcast station, or pending broadcast station application before the Commission?

☒ Yes ☐ No

(b) a broadcast application which has been dismissed with prejudice by the Commission?

☐ Yes ☒ No

(c) a broadcast application which has been denied by the Commission?

☐ Yes ☒ No

(d) a broadcast station, the license of which has been revoked?

☐ Yes ☒ No

(e) a broadcast application in any pending or concluded Commission proceeding which left unresolved character issues against the applicant?

☐ Yes ☒ No

If the answer to any of the questions in (a)-(e) above is Yes, state in an Exhibit the following information:

Exhibit No.  
2

- (1) Name of party having interest;
- (2) Nature of interest or connection, giving dates;
- (3) Call letters of stations or file number of application or docket; and
- (4) Location.

## SECTION III - FINANCIAL QUALIFICATIONS

Note: If this application is for a change in an operating facility, DO NOT fill out this Section.

1. Is this application contingent upon receipt of a grant from the National Telecommunications and Information Administration? ☐ Yes ☒ No
2. Is this application contingent upon receipt of a grant from a charitable organization, the approval of the budget of a school or university, or an appropriation from a state, county, municipality or other political subdivision? ☐ Yes ☒ No

NOTE: If either Questions 1 or 2 is answered "Yes," your application cannot be granted until all of the necessary funds are committed or appropriated. In the case of grants from the National Telecommunications and Information Administration, no further action on your part is required. If you rely on funds from a source specified in Question 2, **you must advise the F.C.C. when the funds are committed or appropriated.** This should be accomplished by letter amendment to your application, in triplicate, signed in the same manner as the original application, and clearly identifying the application to be amended.

3. The applicant certifies, except as noted above, that sufficient net liquid assets are on hand or that sufficient funds are available from committed sources to construct and operate the requested facilities for three months without additional funds. ☒ Yes ☐ No

## SECTION IV - PROGRAM SERVICE STATEMENT

Attach as an Exhibit, a brief description, in narrative form, of the planned programming service relating to the issues of public concern facing the proposed service area.

Exhibit No. 3
------------------

NOTE: No program service statement need be filed where the proposed station's programming would be **wholly** "instructional" as that type of programming is defined in the Instructions to this Section.

# Section V-C - TV BROADCAST ENGINEERING DATA

FOR COMMISSION USE ONLY

File No. \_\_\_\_\_

ASB Referral Date \_\_\_\_\_

Referred by \_\_\_\_\_

Name of Applicant

Valley Public Television, Inc.

Call letters *if issued*

KVPT

Purpose of Application *(check appropriate box)*:

☒ Construct a new (main) facility

☐ Install a new auxiliary antenna

☐ Modify existing construction permit for main facility

☐ Modify existing construction permit for auxiliary antenna

☐ Modify licensed main facility

☐ Modify licensed auxiliary antenna

If purpose is to modify, indicate nature of change(s) by checking appropriate box(es), and specify the file number(s) of the authorization(s) affected:

☐ Antenna supporting-structure height

☐ Effective radiated power

☐ Antenna height above average terrain

☐ Frequency

☐ Antenna location

☐ Antenna system

☐ Main Studio location

☐ Other *(Summarize briefly)*

File Number(s) \_\_\_\_\_

## 1. Allocation:

Channel No.	Offset <i>(check one)</i>	Principal community to be served:	Zone <i>(check one)</i>						
	<input type="checkbox"/> Plus		<input type="checkbox"/> I						
	<input checked="" type="checkbox"/> Minus	<table border="1"> <tr> <td>City</td> <td>County</td> <td>State</td> </tr> <tr> <td>Bakersfield</td> <td>Kern</td> <td>CA</td> </tr> </table>	City	County	State	Bakersfield	Kern	CA	<input checked="" type="checkbox"/> II
City	County	State							
Bakersfield	Kern	CA							
39	<input type="checkbox"/> Zero		<input type="checkbox"/> III						

## 2. Exact location of antenna:

(a) Specify address, town or city, county and state. If no address, specify distance and bearing to the nearest landmark.

Rural Kern County California - Breckenridge Mountain  
24 miles Northeast of Bakersfield

(b) Geographical coordinates (to nearest second). If mounted on element of an AM array, specify coordinates of center of array.

Otherwise, specify tower location. Specify South Latitude or East Longitude where applicable; otherwise, North Latitude and West Longitude will be presumed.

Latitude	35	°	27	'	14	"	Longitude	118	°	35	'	37	"
----------	----	---	----	---	----	---	-----------	-----	---	----	---	----	---

3. Is the supporting structure the same as that of another station(s) or proposed in another pending application(s)?

☒ Yes ☐ No

If Yes, give call letter(s) or file number(s) or both.

K39AB

If proposal involves a change in height of an existing structure, specify existing height above ground level, including antenna, all other appurtenances, and lighting, if any.



SECTION V-C - TV BROADCAST ENGINEERING DATA (Page 2)

4. Does the application propose to correct previous site coordinates?

☐ Yes ☒ No

If Yes, list old coordinates.

Latitude	°	'	"	Longitude	°	'	"
----------	---	---	---	-----------	---	---	---

5. Has the FAA been notified of the proposed construction?

☐ Yes ☒ No

If Yes, give date and office where notice was filed and attach as an Exhibit a copy of FAA determination, if available.

Exhibit No.

Date \_\_\_\_\_ Office where filed \_\_\_\_\_

6. List all landing areas within 8 km of antenna site. Specify distance and bearing from structure to nearest point of the nearest runway.

	Landing Area	Distance (km)	Bearing (degrees True)
(a)	_____	_____	_____
(b)	_____	_____	_____

7. (a) Elevation: *(to the nearest meter)*

(1) of site above mean sea level; 2300 meters

(2) of the top of supporting structure above ground (including antenna, all other appurtenances, and lighting, if any); and 14 meters

(3) of the top of supporting structure above mean sea level  $[(aX1) + (aX2)]$ . 2313 meters

(b) Height of radiation center: *(to the nearest meter)*

(1) above ground; 12 meters

(2) above mean sea level  $[(aX1) + (bX1)]$ ; and 2311 meters

(3) above average terrain. 1096 meters

8. Attach as an Exhibit sketch(es) of the supporting structure, labelling all elevations required in Question 7 above, except item 7(bX3). If mounted on an AM directional-array element, specify heights and orientations of all array towers, as well as location of TV radiator.

Exhibit No.  
4

9. Maximum visual effective radiated power 162.11 kW

SECTION V-C - TV BROADCAST ENGINEERING DATA (Page 4)

16. Attach as an Exhibit a map (*Sectional Aeronautical Chart or equivalent*) which shows clearly, legibly and accurately, and with the original printed latitude and longitude markings and a scale of distance in kilometers:

Exhibit No.  
8

- (a) The proposed transmitter location, and the radials along which profile graphs have been prepared;  
(b) The City Grade, Grade A and Grade B predicted contours; and  
(c) The legal boundaries of the principal community to be served.

See Exhibit No. 9.

17. Specify area in square kilometers (1 sq. mi. = 2.59 sq. km.) and population (*latest census*) within the predicted Grade B contour.

Area 12,370 sq. km.

Population 421,000

18. For an application involving an auxiliary facility only, attach as an Exhibit a map (*Sectional Aeronautical Chart or equivalent*) that shows clearly, legibly, and accurately, and with latitude and longitude markings and a scale of distance in kilometers:

Exhibit No.

- (a) The proposed auxiliary Grade B contour; and  
(b) The Grade B contour of the licensed main facility for which the applied-for facility will be the auxiliary.

(Main facility license file number \_\_\_\_\_)

19. Terrain and Coverage Data (*To be calculated in accordance with 47 C.F.R. Section 73.684.*)

Source of terrain data: (*check only one box below*)

☐ Linearly interpolated 30-second database (Source: 15 Minute Topographic Maps)

☐ 7.5 minute topographic map

☒ Other (*briefly summarize*)

Radial bearing (degrees True)	Height of radiation center above average elevation of radial from 3 to 16 km (meters)	Predicted Distances		
		To the City Grade Contour (kilometers)	To the Grade A Contour (kilometers)	To the Grade B Contour (kilometers)
* 258 <sup>0</sup>	1240	51.2	62.4	83.2
0	1161	27.2	36.8	54.4
45	1034	27.2	35.2	52.8
90	894	30.4	40	56
135	1019	25.6	36.8	52.8
180	1244	30.4	35.2	59.2
225	1293	44.8	56	76.8
270	1151	51.2	62.4	83.2
315	977	41.6	51.2	68.8

\*Radial through principal community, if not one of the major radials. This radial should NOT be included in calculation of HAAT.

SECTION V-C - TV BROADCAST ENGINEERING DATA (Page 3)

10. Antenna:

(a) Manufacturer Bogner (b) Model No. B8UC

(c) Is a directional antenna proposed?

☒ Yes ☐ No

If Yes, specify major lobe azimuth(s) 270 degrees True and attach as an Exhibit all data specified in 47 C.F.R. Section 73.685.

Exhibit No.  
5

(d) Is electrical beam tilt proposed?

☒ Yes ☐ No

If Yes, specify 2 degrees electrical beam tilt and attach as an Exhibit all data specified in 47 C.F.R. Section 73.685.

Exhibit No.  
5

(e) Is mechanical beam tilt proposed?

☐ Yes ☒ No

If Yes, specify \_\_\_\_\_ degrees mechanical beam tilt toward azimuth \_\_\_\_\_ degrees True and attach as an Exhibit all data specified in 47 C.F.R. Section 73.685.

Exhibit No.

(f) The proposed antenna is: (check only one box)

☒ horizontally polarized ☐ circularly polarized ☐ elliptically polarized

11. Will the proposed facility satisfy the requirements of 47 C.F.R. Sections 73.685(a) and (b)?

☒ Yes ☐ No

If No, attach as an Exhibit justification therefor, including amounts and percentages of population and area that will not receive City Grade service.

Exhibit No.

12. Will the main studio be located within the station's predicted principal community contour as defined by 47 C.F.R. Section 73.685(a)?

☐ Yes ☒ No

If No, attach as an Exhibit justification pursuant to 47 C.F.R. Section 73.1125.

Exhibit No.  
1

13. Does the proposed facility satisfy the requirement of 47 C.F.R. Section 73.610?

☒ Yes ☐ No

If No, attach as an Exhibit justification therefor, including a summary of any previously granted waiver(s).

Exhibit No.

14. Are there: (a) within 60 meters of the proposed antenna, any proposed or authorized FM or TV transmitters; or (b) in the general vicinity, any nonbroadcast (except citizens band or amateur) radio stations or any established commercial or government receiving stations?

☒ Yes ☐ No

See also Exhibit 2.

If Yes, attach as an Exhibit a description of the expected, undesired effects of operations and remedial steps to be pursued, if necessary, and a statement accepting full responsibility for the elimination of any objectionable interference (including that caused by intermodulation) to facilities in existence or authorized prior to grant of this application. (See 47 C.F.R. Sections 73.685(d) and (g).)

Exhibit No.  
6

15. Attach as an Exhibit a topographic map that shows clearly, legibly, and accurately, the location of the proposed transmitting antenna. This map must comply with the provisions of 47 C.F.R. Section 73.684(g). The map must further display clearly and legibly the original printed contour lines and data as well as latitude and longitude markings, and must bear a scale of distance in kilometers.

Exhibit No.  
7

SECTION V-C - TV BROADCAST ENGINEERING DATA (Page 5)

20. Environmental Statement (See 47 C.F.R. Section 1.1301 et seq.)

Would a Commission grant of this application come within 47 C.F.R. Section 1.1307, such that it may have a significant environmental impact?

☐ Yes ☒ No

If you answer Yes, submit as an Exhibit an Environmental Assessment required by 47 C.F.R. Section 1.1311.

Exhibit No.

If No, explain briefly why not.

The antenna will be located on an existing tower. It will share the transmitter building also used by an existing licensee (KERO-TV). The antenna is located on an antenna farm in a mountainous, unpopulated area, that includes towers taller than the one to be used by Valley Public Television, Inc. This station will meet the requirements of OST Bulletin Number 65 (October 1985) with regard to human exposure to electro \_\_\_\_

## SECTION VI - EQUAL EMPLOYMENT OPPORTUNITY PROGRAM

1. Does the applicant propose to employ five or more full-time employees?

☐ Yes ☒ No

If Yes, the applicant must include an EEO program called for in the separate Broadcast Equal Employment Opportunity Program Report (FCC 396-A).

## SECTION VII - CERTIFICATION

1. Has or will the applicant comply with the public notice requirements of 47 C.F.R. Section 73.3580?

☒ Yes ☐ No

The APPLICANT hereby waives any claim to the use of any particular frequency as against the regulatory power of the United States because of the previous use of the same, whether by license or otherwise, and requests an authorization in accordance with this application. *(See Section 304 of the Communications Act of 1934, as amended.)*

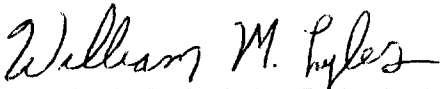
The APPLICANT acknowledges that all the statements made in this application and attached exhibits are considered material representations, and that all exhibits are a material part hereof and incorporated herein.

The APPLICANT represents that this application is not filed for the purpose of impeding, obstructing, or delaying determination on any other application with which it may be in conflict.

In accordance with 47 C.F.R. Section 1.65, the APPLICANT has a continuing obligation to advise the Commission, through amendments, of any substantial and significant changes in information furnished.

**WILLFUL FALSE STATEMENTS MADE ON THIS FORM ARE PUNISHABLE BY FINE AND IMPRISONMENT.  
U.S. CODE, TITLE 18, SECTION 1001.**

I certify that the statements in this application are true and correct to the best of my knowledge and belief, and are made in good faith.

Name of Applicant Valley Public Television, Inc.	Title Chairman of the Board
Signature 	Date August 23, 1990

### FCC NOTICE TO INDIVIDUALS REQUIRED BY THE PRIVACY ACT AND THE PAPERWORK REDUCTION ACT

The solicitation of personal information requested in this application is authorized by the Communications Act of 1934, as amended. The principal purpose for which the information will be used is to determine if the benefit requested is consistent with the public interest. The staff, consisting variously of attorneys, analysts, engineers and applications examiners, will use the information to determine whether the application should be granted, denied, dismissed, or designated for hearing. If all the information is not provided, the application may be returned without action having been taken upon it or its processing may be delayed while a request is made to provide the missing information. Accordingly, every effort should be made to provide all necessary information. Your response is required to obtain the requested authority.

Public reporting burden for this collection of information is estimated to vary from 76 to 80 hours with an average of 78 hours 04 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing the burden, can be sent to the Federal Communications Commission, Office of Managing Director, Washington, D.C. 20554, and to the Office of Management and Budget, Paperwork Reduction Project (3060-0034), Washington, D.C. 20503.

**THE FOREGOING NOTICE IS REQUIRED BY THE PRIVACY ACT OF 1974, P.L. 93-579, DECEMBER 31, 1974, 5 U.S.C. 552a(e)(3), AND THE PAPERWORK REDUCTION ACT OF 1980, P.L. 96-511, DECEMBER 11, 1980, 44 U.S.C. 3507.**

# EXHIBIT 1

Valley Public Television, Inc. (KVPT-TV Channel 18) plans to operate Channel 39, Bakersfield, California, as a satellite/semi-satellite of KVPT-TV Channel 18, Fresno, California. Because the proposed station would operate as primarily a satellite station, good cause exists for waiver of the Commission's main studio location requirements, pursuant to Section 73.1125(a)(4) of the Rules. Extension of the KVPT service to the residents of the Bakersfield metropolitan area and the western area of Kern County will allow reception into an area deprived of signals due to mountain and coastal ranges. Valley Public Television, Inc. plans to establish at least two positions on its Board of Directors to be filled by Bakersfield/Kern County residents and to establish a Bakersfield area KVPT Advisory Board. Valley Public Television, Inc. is committed to providing the Bakersfield area with community-related programming.

KVPT is an affiliate of the Public Broadcasting Service (PBS) and carries many of its outstanding educational programs. Additionally, KVPT collaborates with central California educational institutions to produce programs which encourage life-long learning. KVPT is committed to the continuing creation of local educational programming sensitive to the needs of San Joaquin Valley citizens and communities.

While there an overlap in the Grade B contours of the existing Channel 18, Fresno station and the proposed Channel 39, Bakersfield station, such overlap is permitted in accordance

with Section 73.3555(f) of the Rules.

EXHIBIT 2

Valley Public Television, Inc. is licensee of KVPT-TV, Channel 18, Fresno, California, which is an affiliate of Public Broadcasting Service (PBS).

Valley Public Television, Inc., operating at the time under the corporate name KMTF Channel 18, Inc., previously filed an application for a new noncommercial educational television station to operate on Channel 39, Bakersfield, California (File No. BPET-881230KG), which requested a waiver of the Commission's freeze on the acceptance of television applications within a prohibited zone of Los Angeles, California based upon the Advanced Television Systems (ATV) Freeze Order. By letter dated August 2, 1989, the Commission denied the waiver and returned that application due to the ATV freeze.

By letter dated July 25, 1990 (8940-MLB), the Chief of the

[REDACTED]



forth in the Chief of the Mass Media Bureau's above-referenced July 25, 1990 letter.

Valley Public Television, Inc. has on file applications for television translator Channels 36 (File No. JC0624QF) and 65 (File No. 8912084Q) both proposing to serve Bakersfield, California. In 1987, operating under the name KMTF Channel 18, Inc., Valley Public Television, Inc. filed a television translator application for Channel 36 (JA0702MT), which was dismissed pursuant to a lottery. The application was resubmitted in accordance with staff instructions based upon acceptance of applications in which terrain shielding would prevent any potential interference to other LPTV/translator authorizations.

### EXHIBIT 3

#### PROGRAM SERVICE STATEMENT

Valley Public Television, Inc. (KVPT Channel 18, Fresno, California) is filing this application in order to extend and improve its local broadcast services to the residents of the Bakersfield metropolitan area and the western areas of Kern County. KVPT's signal proposal will also allow provision of service to the Kern Valley area presently unserved by off-air and cable systems. Bakersfield/Kern County is surrounded by three major mountain ranges, the Tehachapis, Sierra-Nevada, and coastal ranges which makes over-the-air reception unattainable, except from the broadcast signal of KVPT, north of Kern County.

KVPT will deliver a five-hour per day instructional television service and will also extend its school bus safety "Foggy Day" service into Kern County during the fog season of November through February in the San Joaquin Valley.

KVPT is committed to improving and providing public broadcasting service programming and local public information programming to Bakersfield/Kern County through the establishment of at least two (2) positions on the Board of Directors of Valley Public Television, Inc. and the establishment of a Bakersfield area KVPT Advisory Board. Grant of the application will permit KVPT to extend its local programming coverage to 152,100 households in Kern County, which is linked economically, geographically, and socially to their neighbors - Fresno, Kings and Tulare Counties. These four counties are identified as the top four agricultural producing counties in the United States. KVPT (which currently serves Fresno, Kings, Tulare and Madera Counties) will provide the best opportunity to produce and deliver Bakersfield and Kern County community-related programming.

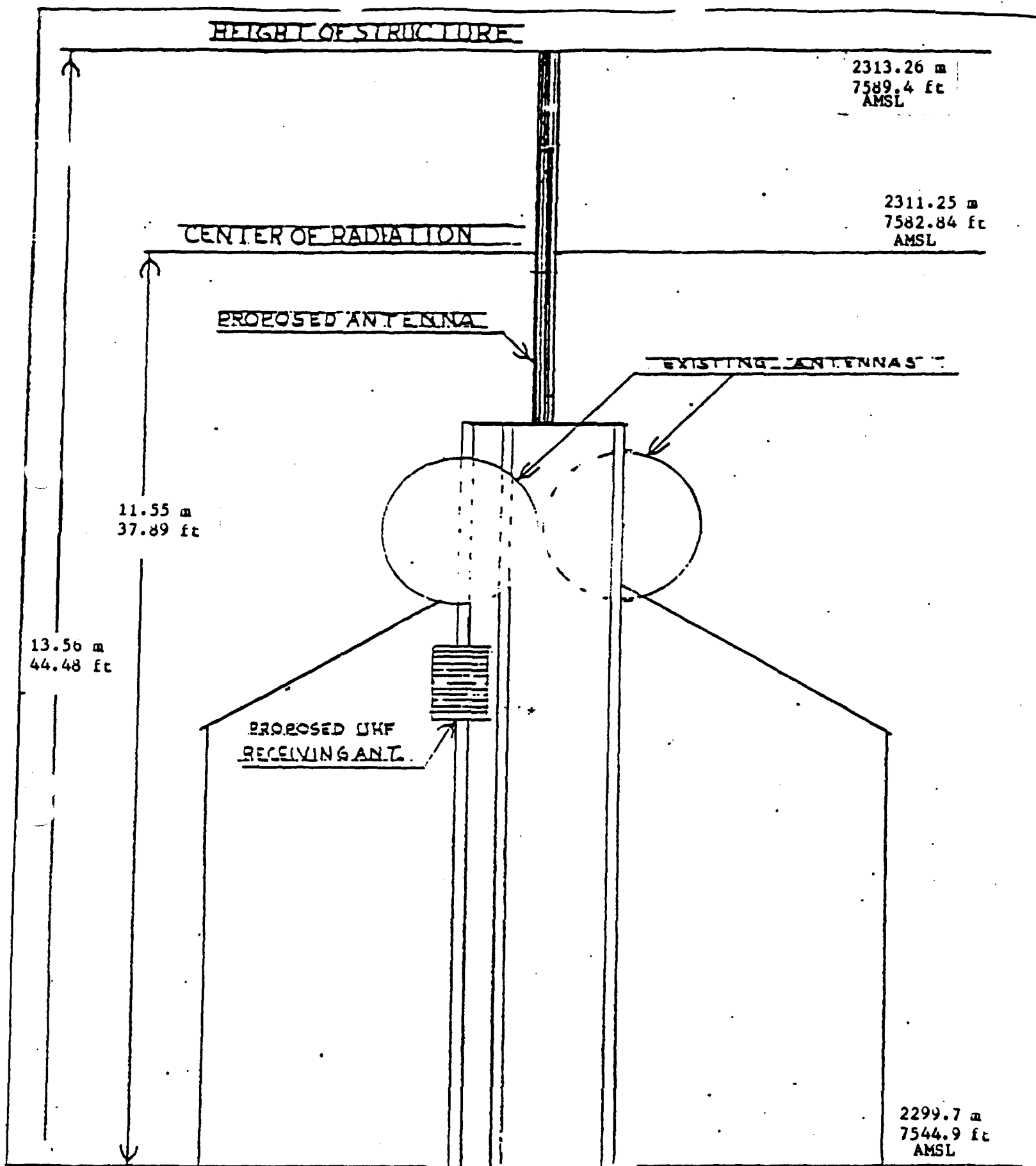


EXHIBIT NO. 4	KVPT -TV
CH. 39-	6-18-87 6-15-88
	6-8-88 TCF



EXHIBIT # 6

The only FM or TV stations within 200 feet of the proposed location is KERO-TV. Our transmitter will be located inside of their building.

Because of our proposed frequency and power, no interference is expected.

Should our proposed operation cause interference, the applicant will supply and install any necessary shielding or filters to eliminate same.

The applicant further states that this proposed facility will not be operated until any interference it creates has been eliminated.

William M. Lyles

William M. Lyles, Chairman of the Board  
KMTF Channel 18, Inc. \*

Stephen Weber

Stephen Weber, Technical Consultant

\*KMTF Channel 18, Inc. is the former corporate name of Valley Public Television, Inc., licensee of KVPT. The above statement was prepared at the time Valley Public Television, Inc. filed its 1988 application for Channel 39, Bakersfield, California. The statement remains true as of August 23, 1990, the date of the instant application.

## EXHIBIT 9

The contours shown on Exhibit No. 8 were determined in the standard manner as follows:

The 2 to 10 mile HAAT information was derived from radial profile data. The elevation profile data was obtained from radials drawn on 15 minute topographic maps. Sixty-five equally spaced samples compiled for each radial (2 to 10 miles).

Peak power gain for each radial was determined from the vertical plane and horizontal polar patterns of the Bogner B8UC antenna and the depression angle to the radio horizon.

The distance in miles to each contour, for each radial was obtained from FCC 73.699 figure 10b F(50-50) Channels 14-69.

CONTROL AREA 1318

CONTROL AREA 1318

CONTROL AREA 1318

CONTINUOUS U.S. ADIZ

5000 MSL

13

WARNING  
W-289

NOTICE TO PILOTS  
The State of California Fish and Game Code  
prohibits flights below 1000' AGL  
over SAN NICOLAS ISLAND and  
SANTA BARBARA ISLAND

SAN NICOLAS ISLAND  
WILDERNESS AREA

SAN NICOLAS ISLAND

SAN NICOLAS  
203 NSI

POINT SAN NICOLAS  
ISLAND (NAVS. CH. 126.85)  
504' 100'

See NOTAMS Directory  
for CZ eff. 11

WARNING  
Extensive fleet and air operations  
being conducted in off shore areas  
to approximately 100 miles seaward

FAA air traffic service outside U.S. airspace is  
provided in accordance with Article 12 and  
Annex 2 of ICAO Convention. ICAO Convention  
not applicable to state aircraft but compliance  
with ICAO standards and practices is encouraged

14°E  
120° 33'

# LOS ANGELES TERMINAL AREA

Pilots are encouraged to use the Los Angeles VFR Terminal Area Chart for flights at and below 12,500'. Terminal Area Charts provide greater detail and clarity of information in congested terminal areas.

GROUND CA

TERMINAL CONTROL AREA ALTITUDES

125' Floor of TCA in hundreds of feet MSL  
60' Floor of TCA in hundreds of feet MSL

CHANNEL ISLANDS NATIONAL MARINE SANCTUARY

5000 MSL  
WARNING  
W-290

CHANNEL ISLANDS NATIONAL MARINE SANCTUARY  
As shown on the map, 100' AGL  
within the sanctuary boundaries.

22

RBn  
POINT VICENTE  
302 ---  
H+01 & ev 6m  
H+04 & ev 6m

18

HUNTINGTON BEACH  
LOS ALAMITOS  
0700-2200  
LONG BEACH - CZ other times

ARRIVING VFR AIRCRAFT SHOULD  
CONTACT APPROACH CONTROL  
WITHIN 20 NM ON 124.65 343.9

SPECIAL NOT  
MCAS EL TORO, SPECIAL AIR  
SURFACE TO 2500  
2500-10-14

Pilots are required to file a  
flight plan with the FAA  
when flying in the TCA.

V 27-208-4

